IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

MISC. CIVIL APPLICATION NO.51 OF 2007

Mrs.Geeta Atul Edwards : Applicant
(Orig.Respondent)

V/s.

Mr.Atul Craig Edwards : Respondent
(Orig.Petitioner)

...

Ms Tendulkar i/b. Mr.M.S.Karnik for the applicant.

Ms Monika Bharat for the respondent.

...

CORAM : S.A.BOBDE, J.

DATE : AUGUST 13, 2007.

P.C.

1. This is an application filed by the applicant-wife for transfer of a petition for divorce filed by the respondent from Mumbai to Nasik.

2. The parties admittedly last resided together at Mumbai. The petition was filed when the applicant was residing at Mumbai. Now, according to the applicant, the petition should be transferred to Nasik. The learned counsel for the respondent points out that the applicant is admittedly working at Pune which is very near to

Mumbai. There is no substance in her claim that she regularly commutes from Nasik to Pune on a daily basis, the distance between the two cities requires six hours to cover. In any case, it is obvious that the applicant is not a resident of Nasik and is residing at Pune for the purpose of her employment. The distance between Mumbai and Pune being close and the applicant being familiar with Mumbai, there is no reason to transfer the petition to Nasik at which the applicant claims permanent residence.

3. The Misc. Civil Application is, therefore, dismissed.

S.A. BOBDE, J.